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FISH & RICHARDSON P.C. P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022			DENNISON, JERRY B	
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DATE MAILED: 07/17/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 09/810,511	<b>Applicant(s)</b> CHILES ET AL.	
	<b>Examiner</b> J. Bret Dennison	<b>Art Unit</b> 2143	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 17 April 2006.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-45 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-45 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### DETAILED ACTION

1. This Action is in response to Amendment for Application Number 09/810,511 received on 4/17/2006.
2. Claims 1-45 are presented for examination.

#### ***Double Patenting (Obviousness)***

The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. See *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970); and, *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application. See 37 CFR 1.130(b).

Effective January 1, 1994, a registered attorney or agent of record may sign a terminal disclaimer. A terminal disclaimer signed by the assignee must fully comply with 37 CFR 3.73(b).

3. Claims 1-9 and 12-14 provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-9 and 10-12 of copending Application No. 09/810,421.

The subject matter claimed in the instant application is not patentably distinct from Application No. 09/810,421, as follows:

4. Although the conflicting claims are not identical, they are not patentably distinct from each other because the limitations of both applications are significantly the same. It would have been obvious to one in the ordinary skill in the art at the time the invention was made to have included a network address translation module into Application No.

09/810,421 because it is extremely well known in the art for network gateways to include network address translating modules.

5. This is a provisional obviousness-type double patenting rejection because the conflicting claims have not in fact been patented.

6. Claims 21-33 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 43-53, 55, and 56 of copending Application No. 09/810,421.

7. The subject matter claimed in the instant application is not patentably distinct from Application No. 09/810,421.

8. Although the conflicting claims are not identical, they are not patentably distinct from each other because the limitations of both applications are significantly the same. It would have been obvious to one in the ordinary skill in the art at the time the invention was made to have incorporated into Application No. 09/810,421, using the gateway device to process communications between the home-networked client device and the host system by mapping the independent Internet address assigned by the host system for the home-networked client device to a local address used between the home gateway device and the home-networked device because this is the function of a network address translator, and as mentioned above, it is extremely well known in the art for network gateways to include network address translating modules.

This is a provisional obviousness-type double patenting rejection because the conflicting claims have not in fact been patented.

9. Claims 34-45 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 61-72 of copending Application No. 09/810,421.

10. The subject matter claimed in the instant application is not patentably distinct from Application No. 09/810/421.

11. Although the conflicting claims are not identical, they are not patentably distinct from each other because the limitations of both applications are significantly the same. It would have been obvious to one in the ordinary skill in the art at the time the invention was made to have incorporated mapping independent addresses to local address into Application No. 09/810,421 because this is the function of a network address translator, and as mentioned above, it is extremely well known in the art for network gateways to include network address translating modules.

12. This is a provisional obviousness-type double patenting rejection because the conflicting claims have not in fact been patented.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 21, and 34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Daruwalla et al. (U.S. Patent Number 6,693,878).

1. Regarding claim 1, 21, and 34, Daruwalla disclosed a system for connecting multiple networked client devices to a host system, wherein the host system assigns independent Internet addresses to the home-networked client devices (Daruwalla, col. 6, lines 55-67, col. 11, lines 40-50, col. 13, lines 10-20), the system comprising:

a home gateway device which includes a communication device to communicate with the host system over a single communication tunnel established between the home gateway device and the host system, wherein the home gateway device includes a network address translation module (Daruwalla, col. 6, lines 40-47); and

multiple home-networked client devices connected to the home gateway device via a network and that communicate with the host system through the home gateway device over the single communication tunnel (Daruwalla, col. 6, lines 55-67, col. 11, lines 40-50, Daruwalla disclosed devices behind a cable modem communicating with provisioning server or CMTS),

wherein the host system is located at one end of the single communication tunnel and is configured to assign independent Internet addresses to the multiple home-networked client devices over the single communication tunnel (Daruwalla, col. 7, lines 15-30, col. 13, lines 10-20, Daruwalla disclosed assigning addresses to multiple devices behind a cable modem; col. 7, line 35 through col. 8, line 10, 45-55, Daruwalla also disclosed the cable modem establishing a secure IPSec tunnel with VPN networks, and intelligence is maintained in the network rather than in the end points).

Daruwalla did not explicitly state wherein the cable modems include a tunnel to the Head End/provisioning server (Fig. 3, 322). However, since the cable modems initiate an IPsec tunnel over the MPLS VPN to the CE device (Fig. 3, 352), the tunnel would have to exist between the cable modem (Fig. 3, 304) and the Head End (322 of Figure 3). The Head End includes the provisioning server which, when configured as a DHCP server, provides IP addresses to the client devices that sit behind the cable modem CM2. All client devices behind the cable modem communicate through this tunnel with the provisioning server. At the time the provisioning server assigns IP addresses to the clients, one of ordinary skill in the art would interpret the provisioning server as being an endpoint in the communication, since it is initiating the assignment of the IP addresses.

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide a tunnel from a cable modem under VPN to the head end to establish a secure communication path between the cable modem and an authorized VPN gateway (Daruwalla, col. 7, lines 35-45).

Claims 40, 43, and 61 include limitations that are substantially similar to claim 1 and are therefore rejected under the same art as being substantially similar.

Claims 1, 21, and 34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Network Telesystems, NTS Tunnel Builder User's Guide; March 1999, hereinafter referred to by NTS and in view of Newswire Association Inc, "Ramp Networks

Art Unit: 2143

Announces Comprehensive Virtual Private Network Solution; Targets Corporate Branch Offices (August 9, 1999) hereinafter referred to by Ramp.

2. Regarding claim 1, 21, and 34, NTS disclosed a system for connecting multiple networked client devices to a host system, wherein the host system assigns independent Internet addresses to the home-networked client devices, the system comprising:

a home gateway device which includes a communication device to communicate with the host system over a single communication tunnel established between the home gateway device and the host system, wherein the home gateway device includes a network address translation module (NTS, Chapter 1-3, Figure at the top of the page, NTS disclosed a tunnel established between a remote user and a PPTP/L2TP server through a cable modem or DSL, Chapter 1, TunnelBuilder Overview, thereby allowing devices from one LAN communicate through a tunnel, with devices on another LAN); and

a home-networked client device connected to the home gateway device via a network and that communicate with the host system through the home gateway device over the single communication tunnel (NTS, Chapter 1-3, Figure at the top of the page, Chapter 3-14, Addresses),

wherein the host system is configured to establish an individual communication session with the networked client device over the single communication tunnel and to assign an independent Internet address to the networked client device (NTS, Chapter



3-3, NTS disclosed that once the tunnel is established, an assignment of a new and different IP address, gateway and DNS server addresses is performed).

NTS did not explicitly state wherein the host system is configured to establish individual communication sessions with multiple networked devices over the single communication tunnel.

In an analogous art, Ramp disclosed a VPN supported hub that allows multiple users sessions on a single tunnel (Ramp, page 1, paragraph 2).

Substituting the remote computer of NTS with the smart router of Ramp would allow multiple clients to use the same tunnel for VPN (as described by Ramp) into the DHCP server of NTS, for the benefit of sharing the same secure communication path from the home cable modem or DSL of NTS (NTS, Chapter 2) to the DHCP server and simplifying end user configuration and reducing the number of VPN sessions required (Ramp, page 1, paragraph 2).

NTS provides a way for users to establish a secure connection to their company LAN, and once a tunnel is establishes, the Company server provides assignment for IP addresses for the users' devices.

The router of Ramp allows multiple users sessions on a single tunnel. Ramp gives an example of providing corporate branch offices and small businesses with a secure access to corporate or partner resources and applications (Ramp, page 1).

It was well within the level of one of ordinary skill in the art at the time the invention was made to include a router in the home to allow multiple computers to connect to the Internet. Therefore it would have been obvious for one of ordinary skill in

the art at the time the invention was made to include the router of Ramp into the system of NTS to allow multiple devices to connect to the company server through the single tunnel of Ramp, allowing the company server to provide IP addresses to each device, allowing multiple clients to use the same tunnel for VPN into the DHCP server of NTS, for the benefit of sharing the same secure communication path from the home cable modem or DSL of NTS (NTS, Chapter 2) to the DHCP server and simplifying end user configuration and reducing the number of VPN sessions required (Ramp, page 1, paragraph 2).

Claims 40, 43, and 61 include limitations that are substantially similar to claim 1 and are therefore rejected under the same art as being substantially similar.

Claims 1-45 are rejected under 35 U.S.C. 103(a) as being unpatentable over Reed (U.S. Patent Number 6,671,739) in view of Kikinis (U.S. Patent Number 6,167,120) and in further view of Daruwalla et al. (U.S. Patent Number 6,693,878).

3. Regarding claim 1, 21, and 34, Reed discloses a system for connecting multiple networked client devices to a host system, wherein the host system assigns independent Internet addresses to the home-networked client devices, the system comprising:

a home gateway device which includes a communication device to communicate with the host system over a single communication tunnel established between the home gateway device and the host system, wherein the home gateway device includes a network address translation module (Reed, col. 4, lines 60-65); and

multiple networked client devices connected to the home gateway device via a network and that communicate with the host system through the gateway device over the single communication tunnel (Reed, col. 3, lines 15-20 and lines 45-63, and Fig 1B),

wherein the system is configured to enable the host system to establish individual communication sessions with the multiple networked client devices over the single communication tunnel and to assign independent Internet addresses to the multiple networked client devices (Reed, col. 3, lines 15-20, 45-63).

Reed also discloses wherein the system is part of the local area network (Reed, col. 3, lines 10-20, lines 55-65). However, Reed does not explicitly state wherein the system contains multiple home network devices.

In an analogous art, Kikinis discloses a system for home networking wherein the home server provides internet access for a multiplicity of computers connected to the home server (Kikinis, col. 2, lines 30-35).

Therefore it would have been obvious to one having ordinary skill in the art at the time of the invention to incorporate the home networking system of Kikinis into the system of Reed in order to provide a way of allowing home computers in a network to share resources through one Internet Service Provider and one Internet account (Kikinis, col. 1, lines 40-55), wherein each client has a unique Internet address and are using an individual communication session (Reed, col. 1, lines 40-55).

Neither Reed nor Kikinis explicitly state a host system that assigns independent internet addresses to the home-networked client devices.

Art Unit: 2143

In an analogous art, Daruwalla disclosed a provisioning server in VPN communication with cable modems, in which the provisioning server assigns internet addresses to the devices behind the cable modems (Daruwalla, col. 6, lines 55-65).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the teachings of Daruwalla into Reed and Kikinis to provide a tunnel from a cable modem under VPN to the head end to establish a secure communication path to the DHCP server (Daruwalla, col. 7, lines 35-45).

Claims 21 and 34 include limitations that are substantially similar to claim 1 and are therefore rejected under the same art as being substantially similar.

13. Regarding claim 2, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the home gateway device is physically located in a personal residence (Kikinis, col. 4, lines 7-13). See motivation for claim 1.

14. Regarding claim 3, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 2, including wherein the personal residence is a single family dwelling (Kikinis, col. 4, lines 7-13). See motivation for claim 1.

15. Regarding claim 4, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the home gateway

device and the home-networked client devices are physically located in a personal residence (Kikinis, col. 4, lines 7-13). See motivation for claim 1.

16. Regarding claim 5, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 4, including wherein the personal residence is a single family dwelling (Kikinis, col. 4, lines 7-13). See motivation for claim 1.

17. Regarding claims 6 and 7, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 2. Reed and Kikinis do not explicitly state wherein the home-networked client devices include wireless client devices that are connected to the home gateway device via a wireless network. However, it would have been obvious to one having ordinary skill in the art at the time of the invention to incorporate wireless devices into the system of Reed and Kikinis because wireless networking is a form of networking, which is well known in the art well before Reed and Kikinis.

18. Regarding claim 8, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the home-networked client devices establish simultaneous individual communication sessions with the host system over the single communication tunnel and each home-networked client device is

assigned an independent Internet address by the host system (Reed, col. 3, lines 10-25).

19. Regarding claim 9, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the host system includes an Internet Service Provider (Kikinis, col. 1, lines 45-50).

20. Regarding claim 10, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the network address translation module includes a port-based network address translation module (Reed, col. 4, lines 60-67).

21. Regarding claim 11, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the network address translation module includes an address-based network address translation module (Reed, col. 4, lines 60-67).

22. Regarding claim 12, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 1, including wherein the home gateway device communicates with the multiple home-networked client devices using a first protocol and communicates with the host system using a second protocol (Kikinis, Fig. 2).

23. Regarding claim 13, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 12, including wherein the first protocol and the second protocol are the same (Kikinis, col. 4, last paragraph, Kikinis discloses that both are TCP/IP).

24. Regarding claim 14, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 12, including wherein the second protocol differs from the first protocol (Kikinis, col. 5, lines 28-30).

25. Regarding claim 15, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 12, including wherein the first protocol is TCP/IP (Kikinis, col. 5, lines 20-30). Kikinis also discloses wherein the communication between PC and the Internet service provider are by different protocols. However, Kikinis does not explicitly state that the different protocols include L2TP. It would have been obvious to one having ordinary skill in the art at the time of the invention to incorporate the L2TP protocol between the gateway device and host system because L2TP is a standard that allows the transfer of Point to Point Protocol (PPP) traffic between different networks.

26. Regarding claim 16, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 15, including wherein the home gateway

Art Unit: 2143

device includes a network address translation module (Reed, col. 4, lines 60-67). Reed and Kikinis do not explicitly state wherein the home gateway includes an L2TP access concentrator. It would have been obvious to one having ordinary skill in the art at the time of the invention to incorporate the L2TP protocol between the gateway device and host system because L2TP is a standard that allows the transfer of Point to Point Protocol (PPP) traffic between different networks.

27. Regarding claim 17, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 16, including wherein the network address translation module includes a port-based network address translation module (Reed, col. 4, lines 60-67).

28. Regarding claim 18, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 16, including wherein the network address translation module includes an address-based network address translation module (Reed, col. 4, lines 60-67).

29. Regarding claim 19, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 18, including wherein the network address translation module interfaces with the home-networked client devices and the host system to route communications between the host system to the home-networked client devices by translating the independent Internet addresses assigned by the host



system to the home-networked client devices and local addresses belonging to the home-networked client devices that are used on the network between the home gateway device and the home-networked client devices (Reed, col. 4, lines 60-67).

30. Regarding claim 20, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 19, including wherein the multiple home-networked client devices are recognized by the host system as independent client devices through the use of unique identifiers (Reed, col. 3, lines 15-20).

31. Claims 21-31 include a method with the same limitations of claims 1-15. Therefore claims 21-31 are rejected with the same art used in the rejection of claims 1-15.

32. Regarding claim 32, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 21, including wherein using the home gateway device to process communications between the home-networked client device and the host system includes removing a first header including the local address from the communications received from the home-networked client device destined for the host system (Reed, Fig. 2), adding a second header including the independent Internet address to the communications (Reed, Fig. 2); and sending the communications with the second header to the host system (Reed, Fig. 2).

33. Regarding claim 33, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 32, including wherein using the home gateway device to process communications between the home-networked client device and the host system includes removing a third header including the independent internet address from the communications received from the host system destined for the home-networked client device, adding a fourth header including the local address, and sending the communications with the fourth header to the home-networked client device (Reed, col. 4, lines 60-67, Reed discloses the use of Network Address Translation wherein packets are modified for communication between networks and addresses are modified as packets are passed through the network translator).

34. Claims 34-40 include a method with the same limitations of claims 1-26. Therefore claims 34-40 are rejected with the same art used in the rejection of claims 1-26.

35. Regarding claims 41-44, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 40, including wherein the clients have access to information on the internet and other networks. Reed and Kikinis do not explicitly state wherein the information consists of host based parental controls, wallet information, calendar information, or personalized web page information. However, this type of information is basic information found on the Internet. Therefore, it would have been obvious to one having ordinary skill in the art at the time of the invention to

Art Unit: 2143

incorporate information such as host based parental controls, wallet information, calendar information, or personalized web page information into Reed and Kikinis to provide basic Internet information to clients connected to the system.

36. Regarding claim 45, Reed, Kikinis and Daruwalla disclosed the limitations, substantially as claimed, as described in claim 34, including wherein the host system includes an Internet Service Provider (Kikinis, col. 1, lines 40-55).

### **Response to Amendment**

Applicant's arguments and amendments filed on 4/17/2006 have been carefully considered but they are not deemed fully persuasive. Applicant's arguments are deemed moot in view of the following new grounds of rejection as explained here below, necessitated by Applicant's substantial amendment (i.e., *by incorporating new limitations into the independent claims, which will require further search and consideration*) to the claims which significantly affected the scope thereof.

Applicant's arguments with respect to claims 1-72 have been fully considered but they are not persuasive.

Applicant's arguments include the failure of previously applied art to expressly disclose the teachings of "the host system is located at one end of the single communication tunnel and is configured to...assign independent Internet addresses to

each of the multiple home-networked client devices over the single communication tunnel [see Applicant's Response, pages 12-18].

Examiner respectfully disagrees.

As explicitly shown in Fig. 3 of Daruwalla, a single communication tunnel exists between cable modem CM2 (304) and the Head End (322). The Head End includes the provisioning server which, when configured as a DHCP server, provides IP addresses to the client devices that sit behind the cable modem CM2. A tunnel exists between CM2 and the Head End. All client devices behind the cable modem communicate through this tunnel with the provisioning server. At the time the provisioning server assigns IP addresses to the clients, one of ordinary skill in the art would interpret the provisioning server as being an endpoint in the communication.

As shown in the above rejection, NTS disclosed a tunnel being established between a client device and a VPN server which provides assignment of a new and different IP address (Chapter 3-3). Ramp disclosed a VPN supported hub that allows multiple users sessions on a single tunnel (Ramp, page 1, paragraph 2). Substituting the remote computer of NTS with the smart router of Ramp would allow multiple clients to use the same tunnel for VPN (as described by Ramp) into the DHCP server of NTS, for the benefit of sharing the same secure communication path from the home cable modem or DSL of NTS (NTS, Chapter 2) to the DHCP server and simplifying end user configuration and reducing the number of VPN sessions required (Ramp, page 1, paragraph 2).

NTS provides a way for users to establish a secure connection to their company LAN, and once a tunnel is established, the Company server provides assignment for IP addresses for the users' devices.

The router of Ramp allows multiple users sessions on a single tunnel. Ramp gives an example of providing corporate branch offices and small businesses with a secure access to corporate or partner resources and applications (Ramp, page 1).

It was well within the level of one of ordinary skill in the art at the time the invention was made to include a router in the home to allow multiple computers to connect to the Internet. Therefore it would have been obvious for one of ordinary skill in the art at the time the invention was made to include the router of Ramp into the system of NTS to allow multiple devices to connect to the company server through the single tunnel of Ramp, and to all the company server provide IP addresses to each device.

Applicant's arguments with respect to claims 1-72 are deemed moot in view of the following new grounds of rejection, necessitated by Applicant's amendment to the claims, which significantly affected the scope thereof.

It is the Examiner's position that Applicant has not yet submitted claims drawn to limitations, which define the operation and apparatus of Applicant's disclosed invention in manner, which distinguishes over the prior art.

Failure for Applicant to significantly narrow definition/scope of the claims and supply arguments commensurate in scope with the claims implies the Applicant intends broad interpretation be given to the claims. The Examiner has interpreted the claims

with scope parallel to the Applicant in the response and reiterates the need for the Applicant to more clearly and distinctly define the claimed invention.

### ***Conclusion***

**Examiner's Note:** Examiner has cited particular columns and line numbers in the references applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the Examiner.

In the case of amending the claimed invention, Applicant is respectfully requested to indicate the portion(s) of the specification which dictate(s) the structure relied on for proper interpretation and also to verify and ascertain the metes and bounds of the claimed invention.

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not


Art Unit: 2143

mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to J. Bret Dennison whose telephone number is (571) 272-3910. The examiner can normally be reached on M-F 8:30am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David A Wiley can be reached on (571) 272-3923. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
J. B. D.  
Patent Examiner  
Art Unit 2143

  
DAVID WILEY  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100